

Receipt

#9

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : John S. Judge et al.

Art Unit : 2652

Serial No. : 09/888,093

Examiner : Unknown

Filed : June 22, 2001

Title : OPTICAL RECORDING ARTICLE

Commissioner for Patents  
Washington, D.C. 20231REQUEST FOR CORRECTED FILING RECEIPT


Please correct the Filing Receipt for the above-referenced application to reflect the date filed as June 22, 2001. Please supply a corrected Filing Receipt to the undersigned with respect to this application. A copy of the original Filing Receipt showing the desired changes in red ink is attached for your convenience.

No fee is believed to be due. If, however, there are any charges or credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

September 26, 2001

  
Sean P. Daley  
Reg. No. 40,978Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804  
Telephone: (617) 542-5070  
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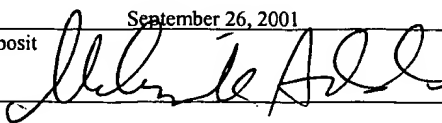
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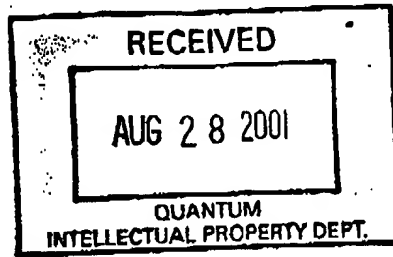
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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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Q01-1019-US1

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/888,093	06/21/2001 22	2652	0.00	06837- 112001	4	100	13

DAVID B. HARRISON  
Quantum Corporation  
501 Sycamore Drive  
Milpitas, CA 95035



CONFIRMATION NO. 6483

## FILING RECEIPT



\*OC00000006442561\*

Date Mailed: 08/17/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

John S. Judge, Durham, NH;  
Jiquan Shao, Newton, MA;  
Warren W. Goller, Acton, MA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 08/17/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

## Title

Optical recording article

Preliminary Class

369

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QUANTUM CONTRACTS

408 232 6581 P.03/04

Data entry by : DUONG, MICHAEL

Team : OIPE

Date: 08/17/2001



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- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
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FEB 25 2002

Attorney's Docket No.: 06837-112001 / Q01-1019-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : John S. Judge et al.                      Art Unit : 2652  
Serial No. : 09/888,093                                      Examiner : Unknown  
Filed : June 22, 2001  
Title : OPTICAL RECORDING ARTICLE

Commissioner for Patents  
Washington, D.C. 20231

PETITION TO GRANT FILING DATE UNDER 37 C.F.R. §1.10(C)

The above-referenced patent application was granted a filing date of June 21, 2001. Applicants petition under 37 C.F.R. §1.10(c) to have the filing date of the application corrected to be June 22, 2001. The application was filed via Express Mail bearing Express Mail label EL298423956US. Submitted herewith is a copy of the Express Mail label, listing June 22, 2001, as the "Date In." In view of the foregoing, Applicants respectfully request that the application be granted a filing date of June 22, 2001.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

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MAR 04 2002

Technology Center 2600

Date: Feb 21, 2002

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JAN 22 2002

PETER J. DEVLIN, ESQ.  
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JAN 15 2002

In re Application of:  
Judge, et al.  
Application No. 09/888,093  
Filed: June 21, 2001  
Attorney Docket No. 06837-112001

OFFICE OF PETITIONS  
DECISION DISMISSING  
PETITION

Technology Center 2600

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This is a decision on the petition filed October 1, 2001, requesting that the above-identified application be accorded a filing date of June 22, 2001, rather than the presently accorded filing date of June 21, 2001.

A review of the original application papers shows that the papers were stamped in the Patent and Trademark Office (PTO) with a June 21, 2001 Office generated barcode. Therefore, the filing date of the application is the date shown on the Office generated barcode or "Office Date" stamp. See MPEP 505.

Petitioners have two options to obtain a June 22, 2001 filing date. First, petitioners could file their copy of the return postcard. If the return postcard shows a date stamp of June 22, 2001, the application will be accorded a June 22, 2001 filing date. A date stamped return postcard constitutes *prima facie* evidence that the application was filed on the date that is stamped on the postcard. MPEP 503. Second, petitioners could file a petition under 37 CFR 1.10(c) because petitioners filed the application via Express Mail. If the "date-in" shown on the Express Mail label EL298423956US is June 22, 2001, petitioners will establish that the filing date accorded to this application should be June 22, 2001.

Because the present petition does not include persuasive documentary evidence to show the application was filed on June 22, 2001, the petition must be **dismissed**.

No petition fee is required and none has been charged.

The application is being returned to the Office of Initial Patent Examination for further processing.

Telephone inquiries pertaining to this matter may be directed to Petitions Attorney E. Shirene Willis at (703) 308-6712.

*Beverly M. Flanagan*

Beverly M. Flanagan  
Supervisory Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

Docketed	
Action	Re file Petition
Base Date	1-15-02
Due Date	2-15-02
Deadline	
Initial	Am